

IV. F. On-Site/Off-Site

Definitions

- On-Site
- Area of Contamination (AOC)
- Off-Site

On-Site/Off-Site

On-Site Definition

- “...the areal extent of contamination and all suitable areas in very close proximity to the contamination necessary for implementation of the response action”
- Includes air above the site, as well as contaminated ground or surface water

On-Site/Off-Site

AOC Definition

- “...the areal extent of contiguous contamination”
- Surrounding contaminated soil & sediments in a stream contaminated by the source, where contamination is continuous from source to the sediment
- Does not include contaminated ground water or surface water

On-Site/Off-Site



On-Site/Off-Site

On-Site Actions

- Must comply with both “applicable” requirements & “relevant & appropriate” requirements
- Need only comply with substantive, not administrative, requirements

On-Site/Off-Site

Off-Site Definition

- Areas not covered by the definition of “on-site” come, by extension, within the definition of “off-site” (58 *FR* 49204, September 22, 1993).

Off-Site Actions

- Must comply with “applicable” requirements
- Need not comply with “relevant & appropriate” requirements
- Must comply with both substantive & administrative requirements

On-Site/Off-Site

In Other Words. . .

- ARARs apply to on-site actions
- Only applicable requirements apply to off-site actions

On-Site/Off-Site

ARAR Compliance: What Requirements Must Be Met?

Situation	Applicable Requirements		Relevant & Appropriate Requirements	
	Substantive	Administrative	Substantive	Administrative
On-Site	Yes	No	Yes	No
Off-Site	Yes	Yes	No	No

On-Site/Off-Site

CERCLA Section 104(d)(4)

- Allows the lead agency to treat two or more non-contiguous facilities as one site for response action purposes where...
- ...they are reasonably close to one another and the wastes are compatible for the selected treatment or disposal approach

On-Site/Off-Site